

UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY

N&S RESTAURANT LLC ON BEHALF
OF ITSELF AND ALL OTHERS
SIMILARLY SITUATED

Plaintiff,

V.

CUMBERLAND MUTUAL FIRE
INSURANCE COMPANY

Defendant.

CIVIL ACTION NO.: 1:20-CV-
05289

NOTICE OF MOTION TO DISMISS
COMPLAINT FOR FAILURE TO
STATE A CLAIM UPON WHICH
RELIEF CAN BE GRANTED
PURSUANT TO F.R.C.P. 12(B)(6)

PLEASE TAKE NOTICE that pursuant to F.R.C.P. 12(b)(6),
the undersigned hereby applies for an Order dismissing the
Complaint for failure to state a claim upon which relief
can be granted.

METHFESSEL & WERBEL, ESQS.
Attorneys for Cumberland
Mutual Fire Insurance Company



By: _____
Eric L. Harrison

DATED: May 26, 2020

A proposed form of Order is annexed hereto